

S.N.: 09/751,765  
Art Unit: 2617

## **REMARKS**

This paper is herewith filed in accordance with 37 CFR §1.34, "Acting in a representative capacity".


As a result of the decision of the Board of Appeals the rejection of claims 3, 5, 9, 10, 17 and 18 was reversed and the rejection of claims 1, 2, 4, 6-8, 11-16 and 19-25 was affirmed. Claim 26 was previously allowed.

Claim 1 has been amended above to incorporate the subject matter of claims 3 and 5, now cancelled without prejudice or disclaimer. Claim 1 should be allowable, as should all claims that depend from claim 1. Claim 9 was rewritten in independent form to include the subject matter of claim 1, as well as the subject matter of claim 10. Claim 10 is cancelled without prejudice or disclaimer. Claim 9 should now be in condition for allowance. Claim 17 was rewritten in independent form to include the subject matter of claim 1, as well as the subject matter of claim 18. Claim 18 is cancelled without prejudice or disclaimer. Claim 17 should now be in condition for allowance.

The Examiner is respectfully requested to allow all of the now pending claims 1, 2, 4, 6-9, 11-17 and 19-25, in addition to the already allowed claim 26.

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Respectfully submitted:

  
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Harry F. Smith

2/22/2011  
\_\_\_\_\_  
Date

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**CERTIFICATE OF MAILING**

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450.

2-22-2011      Claire F. Mian  
Date                      Name of Person Making Deposit